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Request For Continued Examination (RCE) Transmittal

Address to:
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Alexandria, VA 22313-1450

| | |
|-------------------------------|--------------------|
| Application Number | 09/937,467 |
| Filing Date | September 25, 2001 |
| First Named Inventor | Thomas Elsner |
| Art Unit | 1723 |
| Examiner Name | David L. Sorkin |
| Attorney Docket Number | Mo6591/LeA 33,454 |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

- 1. Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
 - i. Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
 - ii. Other _____
- b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavit(s)/ Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Other Petition for Extension of Time

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. Other _____

3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. Deposit Account No. 13-3848

- i. RCE fee required under 37 CFR 1.17(e)
- ii. Extension of time fee (37 CFR 1.136 and 1.17)
- iii. Other _____
- b. Check in the amount of \$ _____ enclosed
- c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|-----------------|-----------------------------------|-----------------|
| Name (Print/Type) | James R. Franks | Registration No. (Attorney/Agent) | 42,552 |
| Signature | | Date | January 9, 2004 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class-mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below. ER 776893378 US

| | | | |
|-------------------|-----------------|------|-----------------|
| Name (Print/Type) | Donna J. Veatch | Date | January 9, 2004 |
| Signature | | | |

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT APPLICATION
Mo-6591
LeA 33,454

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION OF)
THOMAS ELSNER ET AL) GROUP NO. 1723
SERIAL NUMBER: 09/937,467)
FILED: SEPTEMBER 25, 2001) EXAMINER: DAVID L. SORKIN
TITLE: DEVICE AND METHOD FOR) RESPONSE TO ADVISORY ACTION
DEGASSING PLASTICS) PAPER NO. 1203
)

AMENDMENT

Commissioner for Patents
Alexandria, VA 22313-1450

Sir:

In response to the Final Office Action dated August 11, 2003, and the Advisory Action dated December 29, 2003 from the Examiner in charge of the subject application, the following amendments and remarks are respectfully submitted for consideration. This amendment is being filed as a submission under 37 C.F.R. §1.114(c), and is being filed concurrently with a Request for Continued Examination in the present case under 37 C.F.R. §1.114 along with the fee set forth in 37 C.F.R. §1.17(e). A Petition For Extension Of Time is being filed simultaneously herewith.

Amendments to the Specification begins on page 2.

Amendments to the Claims begins on page 4.

Remarks begin on page 8.

Appendix begins on page 14.

Express mail" mailing label number ER 776893378 US
Date of Deposit January 9, 2004
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Alexandria, VA 22313-1450.

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